



Docket No.: 57810-033

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Nobuhiko HAYASHI, et al. :
Serial No.: 10/084,050 : Group Art Unit: 2812
Filed: February 28, 2002 : Examiner: D. Le
For: NITRIDE-BASED SEMICONDUCTOR ELEMENT AND METHOD OF FORMING
NITRIDE-BASED SEMICONDUCTOR

*8/Elect
G. Stanley
2-12-03*

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, DC 20231

Sir:

In the Office Action dated January 24, 2003 the Examiner imposed a requirement to elect one of the following species:

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Species I. Claims 1 through 6 directed to the embodiment of Figs. 12 through 18; or

Species II. Claims 9 through 11 (presumably intending claim 7 through 11) directed to the embodiment of Figs. 20 through 28.

In response Applicants elect to prosecute Species I, i.e., claims 1 through 6 directed to the embodiment of Figs. 12 through 18. Favorable consideration of claims 1 through 6 is solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including

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extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY


Arthur J. Steiner
Registration No. 26,106

600 13th Street, N.W.
Washington, DC 20005-3096
(202) 756-8000 AJS:ntb
Facsimile: (202) 756-8087
Date: February 24, 2003